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1751

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Randall L. Rayborn et al.

Serial No.: 09/994,910

Filed: November 16, 2001

Confirmation No.: 7679

Examiner: Amina Khan

Art Unit: 1751

For: **TREATED TEXTILE ARTICLE HAVING  
IMPROVED MOISTURE TRANSPORT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTICE OF NON-COMPLIANCE**

**AND**

**SECOND SUBSTITUTE AMENDMENT**

In response to the Notice of Non-Compliance mailed on May 30, 2006, and subsequent phone call from Legal Instruments Examiner Cathy Sias, please accept this response as a Substitute Amendment to the Amendment mailed on May 4, 2006, wherein a full listing of claims was not present and the Remarks section was inadvertently submitted with an inserted page from another document. Please amend the above-identified application as shown this Substitute Amendment.

This Substitute Amendment will also replace the Substitute Amendment mailed June 29, 2006, which inadvertently failed to provide a complete listing, including the text, of all the claims pending in the application. The Substitute Amendment of June 29, 2006, further, mistakenly indicated that Claims 1-16 had been previously cancelled, which they had not. This current Substitute Amendment lists Claims 1-16, including their text, and correctly shows their status as Withdrawn. This Substitute Amendment also lists Claims 70-148, including their text, and shows their status as Withdrawn.

**Applicant believes this Amendment is entitled to the May 4, 2006 mailing date of the Non-Compliant Amendment.** If, however, any fees for the accompanying response are

required, Applicant requests that this be considered a Petition therefor. The Commissioner is hereby authorized to charge any additional fees that may be required to Deposit Account 501923.

**Amendments to Claims** begin on page 3 of this Response.

**Remarks** begin on page 35 of this Response.